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No. 31] NEW DELHI, SATURDAY, NOVEMBER 17, 1979 (KARTIKA 26, 1901)

इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकालन के रूप में रखा जा सके

Separate paging is given to this Part in order that it may be filed as a separate compilation

भाग III—खण्ड 3

PART III—SECTION 3

लघु प्रशासनों से सम्बद्ध अधिसूचनाएं

[Notifications relating to Minor Administrations]

FORM 'D'

ADMINISTRATION OF THE UNION TERRORY OF
DADRA AND NAGAR HAVELI

Silvassa, the 18th October 1979

Land Acquisition Act 1894 (1 of 1894)

Village : Masat

No. DCLR/DMG/LA/28/79/Masat

Whereas by the Administration of the Union Territory of Dadra & Nagar Haveli notification No. DCLR/DMG/LA/139/78, dated 14-6-1978.

It was notified that the land specified in the schedule hereto (hereinafter referred to as the said lands) were likely to be needed for the public purpose specified in column 4 of the schedule hereto.

And whereas the Administration of the Union Territory of Dadra and Nagar Haveli is satisfied after considering the report of the Land Acquisition Officer at Valsad, Damanganga Canal Works Dara and Nagar Haveli, under sub-section (2) of section 3-A of the Land Acquisition Act 1894 (1 of 1894) that the said lands are needed to be acquired at the public expense for the purpose specified in the column 4 of the schedule hereto.

It is hereby declared under the provisions of section 6 of the said Act that the lands are required for the purpose specified in column 4 of the schedule hereto.

The Land Acquisition Officer, at Valsad, Damanganga Canal Works, Dadra and Nagar Haveli is hereby appointed under clause (c) of section 3 of the said Act to perform the functions of a Collector for all proceedings hereafter to be taken in respect of the said lands. He is also directed under section 7 of the said Act, to take order for the acquisition of the said lands.

A Plan of the said lands can be inspected at the office of the Land Acquisition Officer, Damanganga Canal Works, Dadra and Nagar Haveli, at Valsad.

SCHEDULE

Village in which the land is situated	S. No. & Hissa.	Approximate area of the lands required	Public purpose for which lands are needed.
		H. Are. Sq. M.	
Masat.	1.	0-31-00	Left bank main canal of Damanganga Project.
	2.	0-09-00	
	3.	0-50-00	
	4.	1-00-00	
	16	0-04-00	
	17/1	0-11-00	
	17/2	0-06-00	
	17/3	0-03-00	
	17/4	0-04-00	
	17/5	0-05-00	
	18	0-01-00	
	21/4	0-02-00	
	22	0-17-00	
	23	0-27-00	
		0-01-00	p.k.
	24/1	0-06-00	
	25/1	0-29-00	
	25/2,	0-02-00	
	27/1	0-25-00	
	27/7	7-04-00	
	30	0-15-00	

The acquisition of the remaining areas of S. No. 1, 2, 14, 16, 17/1, 17/2, 17/3, 17/5, 17/6, 18, 21/4, 22, 23, 24/1, 25/1, 25/2 and 27/7 of village Masat Taluka Dadra and Nagar Haveli mentioned in the above stated Notification is hereby abandoned and the administrator Union Territory of Dadra and Nagar Haveli is pleased to direct that the said Notification is ordered to be cancelled in respect of the remaining area of the said survey numbers.

By order and in the Name of
Administrator Union Territory of
Dadra & Nagar Haveli.

Land Acquisition Officer,
D.C.W. Dadra & Nagar Haveli-Silvassa,
At Valsad.

Sd/- ILLEGIBLE
Secretary to the
Administrator
Dadra and Nagar Haveli.

LAQ Case No. Goratpada
FORM 'C'

(Preliminary Notification)

ADMINISTRATION OF THE UNION TERRITORY OF
DADRA AND NAGAR HAVELI

Silvassa, the 29th October 1979

Land Acquisition Act 1894 (1 of 1894)

Village : Goratpada

No. DCLR/DMG/LA/Goratpada

Whereas it appears to the Administration, the Union Territory of Dadra and Nagar Haveli that the lands specified in the schedule hereto are likely to be needed for a public purpose viz. for Submergence of Damanganga Reservoir Project.

It is hereby notified under the provisions of section 4 of Land Acquisition Act 1894 (1 of 1894), that the said lands are likely to be needed for the purpose specified above.

All persons interested in the said lands are hereby warned not to obstruct or therefore with any Surveyor or other persons employed upon the said lands for the purpose of the said acquisition. Any contracts for the disposal of the said lands by sale, lease, mortgage, assignment, exchange, or otherwise or any outlay or improvements made therein without the sanction of the Collector after the date of this notification will under section 24 (seventy) of the said Act, be disregarded by the officer assessing compensation for such part of the said lands as may be finally acquired.

If the Administrator of the Union Territory of Dadra & Nagar Haveli is satisfied that the said lands are needed for the aforesaid purpose, a final notification to that effect under section 6 of the said Act will be published in the Gazette of India Government in due course. If the acquisition is abandoned, wholly or in part, the fact will be duly notified in the Gazette of India Government.

Under clause (c) of section 3 of the Land Acquisition Act 1894, the Administration of the Union Territory of Dadra and Nagar Haveli is pleased to appoint Land Acquisition Officer Damanganga Project, Silvassa at Valsad to perform the functions of a Collector under section 5-A of said Act, in respect of the said lands.

SCHEDULE

Union Territory of Dadra & Nagar Haveli, Village in which land is situated	Survey No. and Hissa	Approximate area of land required	H. Arc. Sq. M.
1	2	3	
Goratpada	52 Paiki	2-45-00	
	53 „	0-35-00	
	54/1 „	0-10-00	

1	2	3
	54/2 Paiki	0-15-00
	55 „	1-33-00
	55 „	0-02-00

By order and in the Name of
Administrator Union Territory of
Dadra & Nagar Haveli.

Land Acquisition Officer,
D.C.W. Dadra & Nagar Haveli-Silvassa,
At Valsad.

Sd/- ILLEGIBLE
Secretary to the
Administrator
Dadra and Nagar Haveli.

ADMINISTRATION OF DADRA AND NAGAR HAVELI

Silvassa, the 19th October 1979

No. ADM/LAW/158(32)/79.—In exercise of the powers conferred by sub-section (1) of section 13 of the Employees' Provident Fund and Miscellaneous Provisions Act, 1952 (No. 18 of 1952), the Administrator, Dadra and Nagar Haveli, hereby appoints the Provident Fund Inspectors in the Regional Office of the Regional Provident Fund Commissioner, Gujarat (Ahmedabad) to be the Inspectors for whole of the Union Territory of Dadra and Nagar Haveli, for the purposes of the said Act and the scheme, the Family Pension scheme and the Employees' Deposit linked Insurance Scheme formed thereunder in relation to any establishment in the State Sphere, other than those falling under the Central Sphere.

By order of the Administrator,
P. M. SANGAL,
Secy. to the Administrator,
Dadra and Nagar Haveli,
Silvassa.

UNION TERRITORY OF DADRA AND NAGAR HAVELI

Administration of
Dadra and Nagar Haveli,
Silvassa, the 25th October 1979

No. ADM/LAW/29/79/30.—In exercise of the powers conferred by section 58(f) of the Transfer of Property Act, 1882 (No. 4 of 1882), the Administrator, Dadra and Nagar Haveli is pleased to specify Silvassa, for the purpose of mortgage by deposit of title deeds.

This notification shall take effect from 24th day of October, 1979.

By order of the Administrator,
P. M. SANGAL,
Secretary to the Administrator,
Dadra and Nagar Haveli, Silvassa.

UNION TERRITORY OF DADRA AND NAGAR HAVELI

Administration of
Dadra and Nagar Haveli

Silvassa, the 26th October 1979

No. ADM/LAW/62/77/31.—In exercise of the powers conferred by section 12 of the Indian Registration Act, 1908

(Act No. 16 of 1908) read with notification No. ADM/LAW/62/75(iii) dated 1st July of 1965, the Registrar for the Union Territory of Dadra and Nagar Haveli is hereby pleased to appoint Shri B. N. Parmar to be the sub-Registrar for the Union Territory of Dadra and Nagar Haveli w.e.f. 29th September 1979 until further orders.

Sd/- ILLEGIBLE
Registrar,
Dadra and Nagar Haveli,
Silvassa.

ADMINISTRATION OF DADRA AND NAGAR HAVELI
Silvassa, the 31st October 1979

Read :—(1) Wireless Message No. LDNH/17/3/4708, dated 30-10-79, received from Secretary to the Lt. Governor, Panaji-Goa.

(2) Notification No. ADM/LAW/Powers/LRA/11/79, dated 12-7-79.

No. ADM/LAW/Powers/LRA/(33)/79.—In exercise of the powers under sub-section (i) of section 3 of the Dadra and Nagar Haveli (Delegation of Powers) Regulation, 1964 (No. 10 of 1964) read with section 45 and 46 of the Dadra and Nagar Haveli Land Reforms Regulation, 1971 (No. 3 of 1971), the Administrator, Dadra and Nagar Haveli is hereby pleased to delegate to Shri S. S. Shah, retired Law Secretary to the Gujarat Government, the powers of appeal/revision under section 45 and 46 of the Dadra and Nagar Haveli Land Reforms Regulation, 1971 (No. 3 of 1971), with immediate effect.

The said powers shall be exercised by Shri Shah till 31-3-1980.

By order of the Administrator,

P. M. SANGHAL
Secy. to the Administrator,
Dadra and Nagar Haveli,
Silvassa.

ADMINISTRATION OF DADRA AND NAGAR HAVELI
Silvassa, the 31st October 1979

Read :—(1) Wireless Message No. LDNH/17/3/4708, dated 30-10-79 received from Secretary to the Lt. Governor, Panaji-Goa.

(2) Notification No. ADM/LAW/Powers/LRA/12/79, dated 12-7-79.

No. ADM/LAW/Powers/LRA/34/79.—In exercise of the powers under sub-section (1) of section 3 of the Dadra and Nagar Haveli (Delegation of Powers) Regulation, 1964 (No. 10 of 1964), read with section 230 of the Dadra and Nagar Haveli Land Revenue Administration Regulation, 1971 (No. 2 of 1971), the Administrator, Dadra and Nagar Haveli is hereby pleased to delegate to Shri S. S. Shah, retired Law Secretary of the Gujarat Government, Ahmedabad the powers of appeal/revision under section 230 of the Dadra and Nagar Haveli Land Revenue Administration Regulation, 1971 (No. 2 of 1971), with immediate effect.

The said powers shall be exercised by Shri Shah for a period upto 31-3-1980.

By order of the Administrator,

P. M. SANGHAL
Secy. to the Administrator,
Dadra and Nagar Haveli,
Silvassa.

UNION TERRITORY OF DADRA AND NAGAR HAVELI

Silvassa, the

No. ADM/VP/73.—In exercise of the power conferred by clause (b) of Sub-Section (2) of Section 66 of the Dadra and Nagar Haveli Village Panchayats Regulation, 1963 the Administrator, Dadra and Nagar Haveli hereby makes the

following amendments to the Dadra and Nagar Haveli Village Panchayats (Election Procedure) Rules 1967, namely :—

1. Short title and commencement

(a) These rules may be called the Dadra and Nagar Haveli Village Panchayats (Election Procedure) (Amendment) Rules, 1973.

(b) They shall come into force immediately.

2. Insertion of Rules 19-A and 28-A.

After rules 19 and 28 respectively, of the Dadra and Nagar Haveli Village Panchayat (Election Procedure) Rules, 1967 the following rules shall be inserted, namely :—

19-A. Voting by Officer on duty at Polling Station.

(1) A presiding Officer or Polling Officer or a public servant who is on election duty at a polling station at which he is not entitled to vote at the election in connection with which he is employed shall send an application in form No. 13 to the Returning Officer so as to reach him atleast 7 days or such shorter period as the Returning Officer is satisfied that the applicant is a voter on election duty, he shall issue a postal ballot paper to him.

(2) A postal ballot paper shall be the same as that of the ordinary ballot paper in Form No. 2.

(3) (i) A postal ballot paper shall be sent by post under certificate of posting to the voter together with—

(a) a declaration in Form No. 9

(b) a cover in Form No. 10

(c) a large cover addressed to the Returning Officer in Form 11.

(d) instructions for the guidance of the elect in Form No. 12.

Provided that the Returning Officer may, in any case of a voter on election duty, deliver the ballot paper and forms or cause them to be delivered, to such voter personally.

(ii) The Returning Officer shall at the same time record the serial number of each ballot paper against the entry relating to that voter in the marked copy of the voter list.

(iii) Ensure that the voter is not allowed to vote at an polling station.

4. Every Officer under whose care or through whom a postal ballot paper is sent shall ensure its delivery to the addressee without delay.

5. After ballot papers have been issued to all voters entitled to vote by post the Returning Officer shall (i) At an election to the Village Panchayat, seal up in a packet that part of the marked copy of the voters list and record on the packet a brief description of its contents and the date on which it was sealed and send to the Presiding Officers for recording the serial numbers of ballot papers issued to voters at the polling station.

6. A voter who has received a postal ballot paper and desires to vote shall record his vote on the ballot paper in accordance with the directions contained in Form No. 12 and then enclose it in cover in Form No. 10.

7. The voter shall sign the declaration in Form No. 9 in the presence of, and have the signature attested by a Magistrate, or such other Gazetted Officer or the Presiding Officer of the Polling Station at which he is on election duty as may be appropriate, to whom he is personally known or to whose satisfaction he has been identified.

8. (i) When a postal ballot paper and other papers sent under Sub-rule (3) are for any reason returned undelivered the Returning Officer may re-issue them by post under certificate of posting or deliver them or cause them to be delivered to the voter personally on a request being made by him.

(ii) If any voter has inadvertently dealt with the ballot paper or any of the other papers sent to him under sub-rule

(3) in such manner that cannot conveniently be used, a second set of paper shall be issued to him after he has returned the spoil papers and satisfied the Returning Officer of the inadvertence.

(iii) The Returning Officer shall cancel the spoil papers so returned and keep them in a separate packet after noting thereon the particulars of the Panchayat Election and serial numbers of the cancelled ballot papers.

9. (i) After the voter has recorded his vote and made his declaration under Sub-rule 7 shall return the ballot paper and declaration to the Returning Officer in accordance with the instructions communicated to him in Form No. 12 so as to reach the Returning Officer before the close of the poll of the Panchayat.

(ii) If any cover containing the postal ballot paper is received by the Returning Officer after the expiry of the time fixed under sub-rule 9 (i) he shall note thereon the date and time of its receipt and shall keep all such covers together in a separate packet.

(iii) The Returning Officer shall keep in safe custody until the commencement of the counting of voters all covers containing postal ballot papers received by him.

28-A Counting of Votes received by post:

(1) The Returning Officer shall first deal with the postal ballot papers in the manner hereinafter provided.

(2) No. cover in Form No. 11 received by the Returning Officer after the expiry of the time fixed in that behalf shall be opened and no vote contained in any such cover shall be counted.

(3) The other covers shall be opened one after another and as such cover is opened, the Returning Officer shall first scrutinise the declaration in Form No. 9 contained therein.

(4) If the said declaration is not found or has not been duly signed and attested, or is otherwise substantially defective, or if the serial number of the ballot paper as entered in it differs from the serial number endorsed on the cover in Form No. 10 that cover shall not be opened and after making an appropriate endorsement thereon, the Returning Officer shall reject the ballot paper therein contained.

(5) Each cover so endorsed and the declaration received with it shall be replaced in the cover in Form No. 11 and all such covers in Form No. 11 shall be kept in a separate packet which shall be sealed and on which shall be recorded the name of the Panchayat, the number or the name of ward and the date of counting.

(6) The Returning Officer shall then place all the declarations in Form No. 9 which he has found to be in order in a

separate packet which shall be sealed before any cover in Form No. 10 is opened and on which shall be recorded the particulars referred to in sub-rule (5).

(7) The covers in Form No. 10 not already dealt with under the foregoing provisions of this rule shall then be opened one after another and the Returning Officer shall scrutinise each ballot paper and decide the validity of the vote recorded thereon.

(8) A postal ballot paper shall be rejected :—

- (a) If it bears any mark (other than the mark to record the vote) or writing by which the elect can be identified; or
- (b) if no vote is recorded thereon; or
- (c) if votes are given on it in favour of more candidates than required; or
- (d) if it is so damaged or mutilated that its identity as a genuine ballot paper cannot be established; or
- (e) if it is a spurious ballot paper; or
- (f) if it is not returned in the cover sent alongwith it to the elector by the Returning Officer.

9. A vote recorded on a postal ballot paper shall be rejected if the mark indicating the vote is placed on the ballot paper in such manner as to make it doubtful to which candidate the vote has been given.

10. A vote recorded on a postal ballot paper shall not be rejected merely on the ground that the mark indicating the vote is indistinct or made more than once, if the intention that the vote shall be for a particular candidate clearly appears from the way the paper is marked.

11. The Returning Officer shall count all the valid votes given by postal ballot in favour of each candidate, record the total thereof in the result sheet in Form No. 8 and announce the same.

12. Thereafter, all the valid ballot papers and all the rejected ballot papers shall be separately bundled and kept together in a packet which shall be sealed with the seals of the Returning Officer and of such of the candidates, their counting agents as may desire to affix their seals thereon and on the packet so sealed shall be recorded the following particulars, namely :—

- (a) The name of the Panchayat;
- (b) the number of the name of ward; and
- (c) the date of counting.

By order of the Administrator,
Sd/- **ILLEGIBLE**
Secretary to the Administrator,
Dadra and Nagar Haveli
SILVASSA.

Silvassa.
Dated